

# HOUSE BILL 806

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HB 805/09 – W&M

0lr2760

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By: **Delegate Heller**  
Introduced and read first time: February 9, 2010  
Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Campaign Account – Debit Card Disbursements**

3 FOR the purpose of authorizing only the treasurer of a campaign finance entity to  
4 make a disbursement by debit card from a campaign account; authorizing the  
5 treasurer of a campaign finance entity to reimburse a person by debit card  
6 disbursement to pay an expense of the campaign finance entity; authorizing the  
7 treasurer of a campaign finance entity to replenish a petty cash fund by debit  
8 card disbursement; providing for a delayed effective date; and generally relating  
9 to debit card disbursements by the treasurer of a campaign finance entity.

10 BY repealing and reenacting, without amendments,  
11 Article – Election Law  
12 Section 13–218  
13 Annotated Code of Maryland  
14 (2003 Volume and 2009 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article – Election Law  
17 Section 13–219 and 13–220  
18 Annotated Code of Maryland  
19 (2003 Volume and 2009 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Article – Election Law**

23 13–218.

24 (a) All assets received by or on behalf of a campaign finance entity shall be:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1 (1) delivered to the treasurer; and

2 (2) maintained by the treasurer for the purposes of the campaign  
3 finance entity.

4 (b) (1) Assets of a campaign finance entity may be disbursed only:

5 (i) if they have passed through the hands of the treasurer; and

6 (ii) in accordance with the purposes of the entity.

7 (2) Subject to § 13–220(b)(2) and (c) of this subtitle, the treasurer shall  
8 make all disbursements for the campaign finance entity.

9 (c) The treasurer of a State or county central committee of a political party  
10 may not make any disbursement of the central committee's assets, or incur any  
11 liability on its behalf, without authority and direction from the chairman of the central  
12 committee.

13 13–219.

14 (a) **[A] SUBJECT TO § 13–220(B)(3) OF THIS SUBTITLE,** A subtreasurer  
15 shall:

16 (1) deposit, disburse, and account for funds in the same manner as,  
17 and under the authority of, the treasurer;

18 (2) submit a campaign finance report under oath to the treasurer on a  
19 form that the State Board prescribes; and

20 (3) include with the report a copy of each campaign contribution  
21 receipt issued.

22 (b) The campaign finance report filed by the campaign finance entity under  
23 Subtitle 3 of this title shall have attached to it a copy of the campaign finance report of  
24 the subtreasurer and account for the items in the subtreasurer's report.

25 13–220.

26 (a) (1) Each campaign finance entity shall designate one or more  
27 campaign accounts.

28 (2) Each designated campaign account shall:

29 (i) be in a financial institution; and

1 (ii) be registered in a manner that identifies it as the account of  
2 a campaign finance entity.

3 (3) A campaign finance entity shall deposit all funds received in a  
4 designated campaign account.

5 (b) (1) Subject to [paragraph (2)] **PARAGRAPHS (2) AND (3)** of this  
6 subsection and subsection (c) of this section, a campaign finance entity may not  
7 directly or indirectly make a disbursement except by check **OR DEBIT CARD** from a  
8 campaign account designated under subsection (a) of this section.

9 (2) A campaign finance entity, or a person authorized by the campaign  
10 finance entity, may pay an expense of the campaign finance entity from funds other  
11 than a campaign account if:

12 (i) the expense is supported by a receipt that is provided to the  
13 campaign finance entity; and

14 (ii) the campaign finance entity reimburses the person who paid  
15 the expense by check **OR DEBIT CARD DISBURSEMENT** from the campaign account  
16 and reports the expense as an expenditure of the campaign finance entity in  
17 accordance with Subtitle 3 of this title.

18 **(3) ONLY THE TREASURER OF THE CAMPAIGN FINANCE ENTITY**  
19 **MAY MAKE A DISBURSEMENT BY DEBIT CARD FROM A CAMPAIGN ACCOUNT**  
20 **DESIGNATED UNDER SUBSECTION (A) OF THIS SECTION.**

21 (c) (1) A campaign finance entity may maintain a petty cash fund.

22 (2) The campaign finance entity shall maintain a separate account  
23 book for the petty cash fund.

24 (3) The petty cash fund:

25 (i) may not exceed \$250 at any time; and

26 (ii) may be replenished only by check, **OR BY DEBIT CARD**  
27 **DISBURSEMENT BY THE TREASURER**, from a campaign account designated under  
28 subsection (a) of this section.

29 (4) Not more than \$25 may be disbursed from the petty cash fund in a  
30 primary or general election to a single recipient.

31 (5) Each petty cash expenditure shall be supported by a receipt and  
32 reported by category on the appropriate campaign finance report.

1                   (6)     This subsection does not authorize an expenditure that otherwise  
2 is unlawful under this article.

3                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 January 1, 2011.